

SUMMARY ACTION MINUTES

SPECIAL MEETING OF THE BOARD OF SUPERVISORS ORANGE COUNTY, CALIFORNIA



TUESDAY, DECEMBER 10, 2002, 8:30 A.M.

BOARD HEARING ROOM, FIRST FLOOR
10 Civic Center Plaza
Santa Ana, California

CYNTHIA P. COAD
Chair
Fourth District

THOMAS W. WILSON
Vice Chair
Fifth District

CHARLES V. SMITH
First District

JAMES W. SILVA
Second District

VACANT
Third District

ATTENDANCE: All Present

PRESENT: COUNTY EXECUTIVE OFFICER
COUNTY COUNSEL
CLERK OF THE BOARD

Michael Schumacher
Benjamin P. de Mayo
Darlene J. Bloom

- CS-1. **County Counsel** - CONFERENCE WITH LEGAL COUNSEL - PENDING LITIGATION: County Counsel requests a closed session to discuss with the Board of Supervisors the status of pending litigation pursuant to Government Code Section 54956.9(a). The case is: Student v. Saddleback Valley USD and OCHCA, SEHO No. SN 01-02501
- B.O. **HELD, THE CLERK READ: THE BOARD BY A UNANIMOUS VOTE, APPROVED A PROPOSED SETTLEMENT IN THE CASE OF STUDENT V. SADDLEBACK VALLEY USD AND OCHCA. THE PROPOSED SETTLEMENT REMAINS SUBJECT TO FINAL APPROVAL OF OTHERS. AS SOON AS THE PROPOSED SETTLEMENT BECOMES FINAL, DETAILS WILL BE MADE AVAILABLE IN THE OFFICE OF THE CLERK OF THE BOARD TO ANY PERSON WHO INQUIRES.**
- CS-2. **County Counsel** - CONFERENCE WITH LEGAL COUNSEL - PENDING LITIGATION: County Counsel requests a closed session to discuss with the Board of Supervisors the status of pending litigation pursuant to Government Code Section 54956.9(a). The case is: People v. Cruz, OCSC Case No. 01CF1639 FA
- B.O. **HELD, THE CLERK READ: THE BOARD BY UNANIMOUS VOTE, APPROVED PROPOSED SETTLEMENT IN THE CASE OF PEOPLE V. CRUZ. THE PROPOSED SETTLEMENT REMAINS SUBJECT TO FINAL APPROVAL OF OTHERS. AS SOON AS THE PROPOSED SETTLEMENT BECOMES FINAL, DETAILS WILL BE MADE AVAILABLE IN THE OFFICE OF THE CLERK OF THE BOARD TO ANY PERSON WHO INQUIRES.**

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- CS-3. **County Counsel** - CONFERENCE WITH LEGAL COUNSEL - PENDING LITIGATION: County Counsel requests a closed session to discuss with the Board of Supervisors the status of pending litigation pursuant to Government Code Section 54956.9(a). The cases are: County of Orange v. City of Irvine, OCSC Case No. 00CC03146; consolidated with Citizens for Jobs & the Economy v. City of Irvine, OCSC Case No. 00CC03173; Songstad v. Superior Court, Court of Appeal Case No. DO38503 (appeal from OCSC Case No. 01CC08612); and Naughton v. Board of Supervisors, OCSC Case No. 02CC04400
- B.O. **HELD, NO REPORTABLE ACTION**
- CS-4. **County Counsel** - CONFERENCE WITH LEGAL COUNSEL - PENDING LITIGATION: County Counsel requests a closed session to discuss with the Board of Supervisors the status of pending litigation pursuant to Government Code Section 54956.9(a). The case is: El Toro Reuse Planning Authority v. Board of Supervisors, SDSC Case No. GIC776645
- B.O. **HELD, THE CLERK READ: THE BOARD BY VOTE OF 3 TO 1, SUPERVISORS COAD, SILVA AND SMITH VOTING IN FAVOR AND SUPERVISOR WILSON VOTING AGAINST, APPROVED A PROPOSED SETTLEMENT IN THE CASE OF EL TORO REUSE PLANNING AUTHORITY V. BOARD OF SUPERVISORS. THE PROPOSED SETTLEMENT REMAINS SUBJECT TO FINAL APPROVAL OF OTHERS. AS SOON AS THE PROPOSED SETTLEMENT BECOMES FINAL, DETAILS WILL BE MADE AVAILABLE IN THE OFFICE OF THE CLERK OF THE BOARD TO ANY PERSON WHO INQUIRES.**
- CS-5. **County Counsel** - CONFERENCE WITH LEGAL COUNSEL - PENDING LITIGATION: County Counsel requests a closed session to discuss with the Board of Supervisors the status of pending litigation pursuant to Government Code Section 54956.9(a). The case is: Barratt American Incorporated, et al., v. County of Orange. et al., OCSC Case No. 01CC04025
- B.O. **HELD, NO REPORTABLE ACTION**
- CS-6. **County Counsel** - CONFERENCE WITH LEGAL COUNSEL - PENDING LITIGATION: County Counsel requests a closed session to discuss with the Board of Supervisors the status of pending litigation pursuant to Government Code Section 54956.9(a). The cases are: Brad Warner v. County of Orange, WCAB Case No. AHM 068833 & Unassigned; and Ray Herrera v. County of Orange, WCAB Case No. AHM 048852
- B.O. **HELD, THE CLERK READ: THE BOARD BY A UNANIMOUS VOTE, APPROVED A PROPOSED SETTLEMENTS IN THE CASES OF BRAD WARNER V. COUNTY OF ORANGE AND RAY HERRERA V. COUNTY OF ORANGE. THE PROPOSED SETTLEMENTS REMAIN SUBJECT TO FINAL APPROVAL OF OTHERS. AS SOON AS THE PROPOSED SETTLEMENTS BECOME FINAL, DETAILS WILL BE MADE AVAILABLE IN THE OFFICE OF THE CLERK OF THE BOARD TO ANY PERSON WHO INQUIRES.**
- CS-7. **County Counsel** - CONFERENCE WITH LEGAL COUNSEL - PENDING LITIGATION: County Counsel requests a closed session to discuss with the Board of Supervisors the status of pending litigation pursuant to Government Code Section 54956.9(a). The cases are: Soli-Flo Partners, LP vs. The County of Orange, OCSC Case No. 81-50-45 and Soli-Flo Partners, LP vs. County of Orange, OCSC Case No. 01CC04747
- B.O. **HELD, THE CLERK READ: THE BOARD BY UNANIMOUS VOTE, APPROVED A PROPOSED SETTLEMENT IN THE 2 CASES OF SOLI-FLO PARTNERS, LP V. THE COUNTY OF ORANGE. THE PROPOSED SETTLEMENTS REMAINS SUBJECT TO FINAL APPROVAL OF OTHER. AS SOON AS THE PROPOSED SETTLEMENTS BECOME FINAL, DETAILS WILL BE MADE AVAILABLE IN THE OFFICE OF THE CLERK OF THE BOARD TO ANY PERSON WHO INQUIRES.**

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PUBLIC COMMENTS: Charles Griffin – Oral Re: Recent EIR

BOARD COMMENTS: None

ADJOURNED: 9:35 A.M.

*** KEY ***

Left Margin Notes

- 1. ✓ Supervisor Smith
- 2. ✓ Supervisor Silva
- 3. ✓ Vacant
- 4. ✓ Chair Coad
- 5. ✓ Supervisor Wilson

- A. ✓ Abstained
- X. ✓ Excused
- N. ✓ No
- BO ✓ Board Order

Right Margin Notes

- O. ✓ Ordinance
- R. ✓ Resolution

Above numbers refer to Supervisorial Districts (1st number = Moved by; 2nd number = Seconded by)

CYNTHIA P. COAD, CHAIR
Orange County Board of Supervisors

DARLENE J. BLOOM
Orange County Clerk of the Board